

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

VICTOR DANIEL SOLTERO,

Plaintiff,

v.

JOE McGRATH, et al.,

Defendants.

No. C 07-4256 PJH (PR)

**DENIAL OF MOTION FOR
APPOINTMENT OF
COUNSEL**

This is a civil rights case filed pro se by a state prisoner. Plaintiff has moved for appointment of counsel.

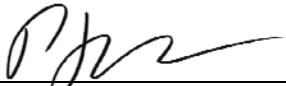
There is no constitutional right to counsel in a civil case, *Lassiter v. Dep't of Social Services*, 452 U.S. 18, 25 (1981), and although district courts may "request" that counsel represent a litigant who is proceeding in forma pauperis, as plaintiff is here, see 28 U.S.C. § 1915(e)(1), that does not give the courts the power to make "coercive appointments of counsel." *Mallard v. United States Dist. Court*, 490 U.S. 296, 310 (1989).

Plaintiff appears able to present his claims adequately, and the issues are not complex. The motion for appointment of counsel (document number 5 on the docket) is

DENIED.

IT IS SO ORDERED.

Dated: March 4, 2008.



PHYLLIS J. HAMILTON
United States District Judge